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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/685,750	10/15/2003	Mark Budzik	TRI4546P0170US	6164

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WOOD, PHILLIPS, KATZ, CLARK & MORTIMER  
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EXAMINER

SPAHN, GAY

ART UNIT PAPER NUMBER

3673

DATE MAILED: 07/19/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

## **OFFICE COMMUNICATION**

### ***Non-Entry of Reply Brief***

The reply brief filed on 21 April 2006 has not been considered because it is not in compliance with 37 CFR 41.41(a). The reply brief included new or non-admitted other evidence.

More particularly, pursuant to the Order Returning Undocketed Appeal to Examiner mailed 16 June 2006, the examiner is notifying Appellant that the Supplemental Reply Brief filed 21 April 2006 is not being entered and the Supplemental Examiner's Answer mailed 24 May 2006 is being vacated.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gay Ann Spahn whose telephone number is (571)-272-7731. The examiner can normally be reached on Monday through Thursday, 8:30 am to 7:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Patricia L. Engle can be reached on (571)-272-6660. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3673

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Gay Ann Spahn, Patent Examiner  
July 13, 2006



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July 13, 2006